रजिस्टर्ड नं 0 पी 0/एस 0 एस 0 14.



राजपत्न, हिमाचल प्रदेश

(म्रसाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 7 नवम्बर, 1987/16 कार्तिक, 1909

हिमाचल प्रदेश सरकार

Authoritative English text of this Department Notification No. LSG-A (3)-8/84, dated 25-7-1987 is published under Article 348 (3) of the Constitution of India for general information of the public.

LAW DEPARTMENT

NOTIFICATION

Shimla-2, the 25th July, 1987

No. LSG-A (3)-8/84.—The following bye-laws, made by the Municipal Corporation, Shimla H. exercise of the powers conferred by para (6) of clause J of sub-section (1) of section 395 of the Hirachal Pradesh Municipal Act, 1979 (Act No. 9 of 1980), having been approved by the Governor, Himachal Pradesh as required under section 397 of the aforesaid Act, are hereby published for general information and shall come into force within the area of the Municipal Corporation, Shimla from the date of publication of this Notification in the Himachal Pradesh Rajpatra.

THE SHIMLA MUNICIPAL CORPORATION (SALE OF VEGETABLES AND FRUITS) BYE-LAWS, 1986

- 1. Short title and commencement.—(i) These bye-laws may be called the Shimla Municipal Corporation (Sale of Vegetables and Fruit) Bye-laws, 1986.
- (ii) These shall come into force thirty days after the date of their publication in the Official Gazette.
- 2. Licensed Premises.—No person shall sell vegetables or fruit except in the premises licensed by the Municipal Corporation in this behalf.
- 3. Structural conditions for premises.—No premises shall be licensed for the sale of vegetables or fruit.—
 - (a) unless they have a floor made of stone, cement, or other impervious material or the place is fit for the sale of vegetables and fruit in the opinion of Municipal Corporation, Shinula:

(b) unless the whole floor is so slopped as to allow all liquid to flow off by a suitable

drain

(c) unless the walls are properly plastered and limewashed;

(d) unless they are provided with adequate light and ventilation to the satisfaction of the

Health Officer of the Corporation;

(e) if there is any latrines, cesspool, cowshed, stable or other place within one hundred feet of the premises which, in the opinion of the Health Officer of the Corporation renders it undesirable that such premises should be used for the sale of fruit or vegetables; and

(f) if situate in a locality which by virtue of its poor arrangement or narrowness of streets or general unsatisfactory sanitation renders it unfit in the opinion of the Health Officer of the Corporation that such premises should not be licensed for the sale of fruit of vegetable.

- 4. Conditions for grant of license.—(i) No license for the sale of fruit or vegetables shall be granted to any person unless he submit himself or any person employed by him inoculation against the enteric group of disease at municipal expense.
- (ii) Subject to the provisions of these bye-laws, licence for the premises to be used for the sale of fruit and Vegetables shall be granted by the Municipal Corporation subject to the conditions specified in Form 'A' on the application of the owner or occupied of such premises, or payment of a fee as may be fixed by the Municipal Corporation, Shimla from time to time and thereafter it shall be issued by the Health Officer of the Corporation.
- (iii) Fruit or vegetables found unfit for human consumption shall be destroyed by the Health Officer of the Corporation or the persons authorised by the Municipal Corporation, at the spot and without giving any notice to the owner or occupier of the premises so licensed for the sale of fruits and vegetables.
- 5. Penalty.—(i) Any person who commits or abets the commitment of a breach of these bye-laws, or any licensee who commits or abets the commitment of a breach of any of the conditions of his license, shall on conviction by a magistrate, be punishable worth fine which may extend to five hundred rupees and not less than fifty rupees, and if the breach is a continuing breach to a further fine which may extend to thirty-five rupees for every day after the first during which the breach continues.
- (iii) Any licensee who commits a breach of any conditions of his licence shall be liable to have his licence renewed by an order of the Municipal Corporation.

6. Repeal and savings.—The bye-laws published with Punjab Government Notification No. 2271 C-26802, dated 19th July, 1937 with its subsequent amendments from time to time as were applicable to the Municipal Corporation, Shimla till date, are hereby repealed:

Provided that anything done or any action taken under the provisions of the bye-laws so repealed, shall be deemed to be have been done or taken under the corresponding provisions of these bye-laws.

FORM 'A'

License for the sale of fruit and vegetables issued under the bye-law 3 of the bye-laws for licensing premises for the sale of fuit and vegetables

- 1. The premises of which a description is given in the attached schedule, situated in...... (name of street or road etc.) is/are hereby licensed for the sale of fruit and vegetables.—
 - (i) that he shall keep the licensed premises structurally fit for the purpose for which the license is granted;

Explanation.—"Structural fitness" shall be deemed to include:—

(a) the existence of a floor made of stone, cement or other impervious material;

(b) the existence of a slope in the floor to the entire liquid to flow off into a suitable drain:

(c) possession of walls, properly plastered and lime-washed; and

(d) adequate provision of light and ventilation;

(ii) that he shall not employ, or permit to be employed, in the sale of fruit or vegetables any person suffering from any contagious or infectious disease or from loath-some sores, or who has recently been attending on any person so suffering, and that he shall not suffer any such person or any animal to enter or remain upon the licensed premises;

(iii) that he shall report immediately to the Health Officer of the Corporation the occurrence of any infectious disease occurring in his own family residing with him at the time or

amongst that of his employees residing with them at the time;

(iv) that he shall keep his person and his clothes and those of his employees at all times in

next condition:

(v) that he shall daily cause to be thoroughly washed and cleansed the floor and drain of the licensed premises, and every bench, counter, table, shelf or other place on which vegetables or fruit are stored or exposed for sale;

(vi) that he shall cause the walls of the licensed premises to be properly white-washed at least twice a year or even more often, if required by the Health Officer of the Cor-

poration;

(vii) that he shall not, without the special permission of the Municipal Corporation, carry on or permit to be carried on, any trade or occupation in the licensed premises other than that for which the license is granted and that he shall not use or suffer to be used any portion of the licensed premises as a living room or a sleeping room;

(viii) that he shall not knowingly offer for sale fruit or vegetables not fit for human con-

sumption;

(ix) that he shall not spit or smoke or suffer any other person to spit or smoke within the licensed premises;

(x) that he shall not keep or suffer to be kept, in the licensed premises any bedding, soiled clothes or other things not required for the sale of fruit or vegetables;

(xi) that he shall permit any member, Commissioner, Assistant Commissioner, Shimla, the Secretary of Shimla City or the Corporation Health Officer of the Corporation or person authorised by Municipal Corporation, at all reasonable times and without notice, to inspect the licensed premises, and the Vegetables and fruit intended for human consumption; and

(xii) that the articles found unfit for human consumption shall be destroyed at the spot without giving any notice in advance, by the Health Officer of the Corporation or the officer authorised in this behalf by the Corporation.

SCHEDULE

(Description of room or rooms in which the sale of fruit or vegetables is to be conducted)

Licensing Authority

Municipal Corporation, Shimla.
 n
By order,
Sd/-
Secretary (LSG) to the Government of
Himachal Pradesh.

OFFICE OF THE DISTRICT MAGISTRATE, MANDI, HIMACHAL PRADESH

OFFICE ORDER

Mandi, the 11th September, 1987

No. Cs (Bricks) 3/70-I.—In supersession of the previous order issued vide No. Cs (Bricks) 3/70-1-4023-80, dated 7th May, 1983 and in exercise of the powers conferred upon me under clause 10 of the Himachal Pradesh Bricks Control Order, 1970, I., S. Padamnabhan, I.A.s., District Magistrate, Mandi, Himachal Praddsh do hereby fix the following rates of categorized burnt bricks kiln owners of Mandi district as per specification shown in the schedule below:—

Classification of Bricks	Size of Bricks	Rate per thousand
1	2	Bricks 3
I Class	$9'' \times 4\frac{1}{2}'' \times 2\frac{1}{2}'' = 22.8$ cm $\times 11.4$ cm. $\times 5.2$ cm.	Rs. 530 450
II Class III Class IV. Tiles	$9'' \times 4\frac{1}{2}'' = 22.8 \text{cm} \times 11.4 \text{ cm.} \times 5 \text{ cm},$ $9'' \times 2'' \times 3.5''$	375 530

- 1. (i) These rates shall be ex-kiln site inclusive of Royalty and General Sales Tax and surcharge will be extra.
 - (ii) The brick kiln owners shall maintain proper account production and sale of bricks.
 - 2. The specification of bricks are given below:—

1st Class Bricks.—These shall be made from good earth, free from saline deposits and shall be sand moulded. These shall be thoroughly burnt without being verified of good colour, regular and uniform in shape and size with sharp and secure rises and paralleled faces. These must be homogeneously temture and omit a clear ringing sound when struck. These shall be free from flaws chips, crack, stones nodules of lime or kanker and other blemishes. A first class bricks shall not absorb more than 1/6 of its weight of water after being soacked for one hour, and shall show no signs of effervescence on drying.

2nd Class Bricks.—Second Class bricks shall be as well burnt as first class or slightly everburnt but not vitrified in any part and must give a clear ringing sound when struck. In this class of bricks slight irregularities in size, shap or colour will be accepted but not such as to give irregular or un-even course when used, Second class bricks may have slight chipt or flaws but must free from lime kankar of nodules. These shall not absorb more than 1/4th of their weight of water after one hour's immersion and shall show no sign of effervescene on drying.

3rd Class Brick.—These bricks need not be so fully burnt as first or second class but must be burnt to a radish, yellow colour throught. The defect in unifirmity or shape must not such as to

cause difficulty in obtaining uniform courses with their use.

- 3. Each bricks shall have a frog or rectangular shape and 1/4" deep on the upper face and wherein the manufacture of bricks shall emboss the abbreviation of the name of the Bricks kiln licence such indentification mark shall be approved by the District Magistrate and this mark should be ligible.
- 4. No person acting on his own behalf or through his employees or any agent shall sell or attempt to sell, purchase burnt bricks at the rates higher than those of fixed above.
- 5. Every manufacturer or dealers of bricks or kiln owner shall issue a proper cash memo to a purchaser showing his full address, the particulars of the transactions in respect of each and every sale of bricks made by him and obtain the signature of the purchasers of the representative deputed by him to take delivery of bricks on the cash memo in token or receipt of the supply of bricks at the controlle rates
- 6. Every manufacturer or dealers of bricks or BKO'S shall maintain a correct accounts of receipt/desposal/consumption of bricks and coal in the prescribed register which would dully be page marked and got authenticated from the Inspectorate staff of Food and Supplies Department Mandi, District Mandi and should keep the entire record at the kiln site at all time for the inspection.
- 7. No bricks kiln owners shall manufacture bricks of the non-sponsored coal when sponsor coal is available for manufacturing bricks and till the sponsored coal is exhausted and permission is not obtained from the licensing authority.
- 8. Every manufacturer/dealer of bricks kiln owner shall stock the burnt bricks of various classes separately the place of business in countable form and shall fix play cards on each stack showing the quantity and class of bricks so stacked. The bricks should not be sold without their being properly stacked and classified accordin 1 to their specification.
- 9. Every manufacturer/dealer of bricks kiln owner shall place slack coal in measurable shape near the bricks kiln site.
- 10. No bricks kiln owner shall refuse to sell supply bricks on the permits issued by the respective District Food and Supplies Controller to any costomer. Every manufacturer/dealer of bricks kiln licensee shall maintain inspection book duly page marked and signed by the Inspectorate staff of the Food and Supplies Department in the district at the kiln site at all time for the inspection of the records incorporate their remarks.
- 11. Any contravention of this order shall make the manufacturer/dealer of bricks kiln owner liable to any or all the following actions under provisions of the Himachal Pradesh Bricks (Control) Order, 1970.
 - (a) debarring him/them from the allotment of slack coal for specified period.

(b) Forfeiture of security in a part or in full;

(c) Suspension or cancellation of the licensee issued to him/them under the above mentioned order.

This order shall come into force with immediate effect throughout Mandi district and shall apply to all bricks kiln licensees in the district.

S. PADAMNABHAN,

District Magistrate, Mandi,

Himachal Pradesh.

OFFICE OF THE DISTRICT MAGISTRATE MANDI, DISTRICT MANDI HIMACHAL PRADESH

NOTIFICATION

Mandi, the 1st October, 1987

No. FDS-MND-(A) (3)-48/81-V.—In supersession of all previous notifications regarding fixation of retail prices and in exercise of the powers vested in me under Clause 3 (1) (e) of the Himachal Pradesh Hoarding and Profiteering Prevention Order, 1977 as amended vide Himachal Pradesh Government notification No. FDS (A) (3) 2/77 dated 30-10-80, I, S. Padamnabhan District Magistrate Mandi, District Mandi, Himachal Pradesh do hereby fix the maximum retail sale price of the following commodities for whole of the Mandi District as under:—

SI. No.	Name of Commodity	Maxim cluding	all t e ta	ilsale price xe, (for Dh	s in- abas)
1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13, 14. 15. 16. 17. 18. 19.	Dal fry with Desi Ghee Chapati (Tawa)		Rs. 2.50 4.00 2.50 2.00 3.00 1.75 4.00 2.00 5.00 10.00 5.00 10.00 5.00 12.00 6.00 2.5 1.50 2.0 0.40 0.50	per plate -do -do half plate per plate plate	* * * * * * * * * * * * * * * * * * *
23.	Puri with Sabji (Dalda Ghee) Parauntha Stuffed MILK/CURD/COTTAGE CHEESE: Milk Kacha Milk Boiled Curd Cheese (Paneer) MEAT/CHIKEN/FISH: Meat Goat		0.60 1.00 4.00 5.00 6.00 32.00	per litre -do per kgdo	*
29.	Meat Pig	• •	18.00	per kg.	

1	ग्रसाधारण राजपत्न, हिमाचल प्रदेण, 7 नवम्बर, 1987/16			2211
	<u></u>		3	4
30.	Chicken dressed		Rs.	
31.		• •	30.00	per kg.
32.		• •	18.00 26.00	per kg.
		• •	20.00	per kg.
	EGGS:			
33.	Eggs for wholesale rate for wholesale seller/productors			
3)	poultry farm owners		7.00	per dozen fo
7				nore than doze
0.4	T 1			also.
34.	Eggs sale rate for retailers other than wholsealer/producrs			
35.	and farm owners		7.50	per dozen
36.	Eggs retailsale rate for less than dozen (for retailers) Eggs boiled		0.65	each
	Omlate (one egg)	• •	0.75	each
38.	Omlate (two eggs)	• •	1.25 2.50	each each
	BREADS :	• •	2,50	Cach
20				
39.	Bread 400 grams wholesale rates	• •	1.85	wholesale rat
40.	Bread 400 grams retailsale rate		2.00	retailsale rat
41. 42.	Bread 800 grams Bread 800 grams		3.70 4.00	wholesale rate
74.	bread 800 grains		4.00	retailsale rate
	COLD DRINKS:			
43.	Thumps, Limka, Gold Spot, Campa orange, Campa Cola,			
ine.	Campa lemon etc. (Chilled)		3.00	per bottle
44.	Soda Watter (Chilled)		2.00	-do-
	SWEETS:			
45.			0.60	
46.	Samosa Pakora		18.00	per piece per kg.
47.	Semin Matter and Namkin Dal	• •	20.00	per kg.
	Laddo		18.0	per kg.
49.	Jalabi		15.00	per kg.
50.	Bundi		18.00	per kg.
51.	Pinni		20.00	per kg.
52.	Jalabi Desi Ghee	• •	25.00	per kg.
53.	Besan	• •	18.00	per kg.
	Patisa Halwa	• •	20.00	per kg.
	Barfi Khowa Parfi Connect Passula Gulahiaman	• •	24.00 26.00	per kg.
56.	Barfi, Coconet, Rasgula, Gulabjaman Kalakand		30.00	per kg.
57. 58.	Paneer		32.00	per kg.
00.	1 Alleet		10.00	

Full plate meat shall have at least five pieces of meat weighing 200 grams and 200 grams curry.

per kg.

per cup.

18.00

0.60

Special Vegitables full plate should be weighing 450 grams. Palak Paneer/Matter paneer shall contain at least five pieces of panneer weighing 100 grams. 3. Every Shopkeeper shall give cash memo to the consumers at the time of sale.

59.

60.

Sakarpara

Tea (200 grams)

4. Rate list of above commodities should be displayed conspicuously at the business premises as required under clause 3(1) of the Himachal Pradesh Commodities Price Marking and Display Order, 1977.

The above order shall come into force throughout the Mandi district from the date of its publication in the Himachal Pradesh Rajpatra (Official Gazette) and shall remain in force for a period of one month.

S. PADAMNABHAN, District Magistrate, Man. N.

स्थानीय स्वशासन विभाग

ग्रधिसूचना

शिमला-2, 25 जुलाई, 1987

संख्या एल0 एस0 जी0 ए0(3)-8/84—नगर निगम शिमला द्वारा हिमाचल प्रदेश म्युनिसिपल कारपोरेशन, ऐक्ट, 1979 (1980 का 9) की धारा 395 की उप-धारा (1) के खण्ड (जे) के पैरा 6 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए बनाई गई निम्नलिखित उप-विधियों को हिमाचल प्रदेश के राज्यपाल द्वारा उपर्युक्त श्रिधिनयम की धारा 397 के अधीन यथा-अपेक्षित श्रनुमोदन के पश्चात, सर्वसाधारण की जानकारी के लिए प्रकाशित किया जाता है। ये इस श्रिधसूचना के राजपत्र, हिमाचल प्रदेश में प्रकाशित की तारीख से शिमला नगर निगम के क्षेत्र के भीतर प्रवृत होगी :—

शिमला नगर निगम (साग भाजी और फल विकय) उप-विधियां, 1980

- 1. संक्षिप्त नाम और प्रारम्भ.——(1) इन उप-विधियों का संक्षिप्त नाम शिमला नगर निगम (साग-भाजी भीर फल विकेय) उपविधियां, 1986 है।
 - (2) ये राजपत्र में प्रकाशित की तारीख से 30 दिन के पश्चात प्रवृत्त होंगी:
- 2. श्रनुज्ञात परिसर.—-कोई भी व्यक्ति, नगर निगम द्वारा इस निमित श्रनुज्ञात परिसर के सिवाय साग-भाजी या फल का विकय नहीं करेगा।
- 3. परिसर के लिए संरचनात्मक शर्ते.—साग-भाजी या फलों के विकय के लिए कोई भी परिसर धनुज्ञात नहीं किया जायेगा:—
 - (क) जब तक इसका फर्श पत्थर, सिमेट या श्रप्रवेश्य सामग्री से न बना हो या शिमला नगर निगम की राय में स्थान साग-भाजी ग्रीर फल विकय के लिए उपयक्त न हो;
 - (ख) जब तक सारे फर्श का ढलान इस प्रकार का न हो कि सारा द्रव उपयुक्त नाली द्वारा प्रवाहित हो सके;
 - (ग) जब तक दिवारों पर उचित ढग से पलस्तर और चूने से पोताई नहीं की गई हो;
 - (घ) जब तक नगर निगम के स्वास्थ्य अधिकारी के समाधान के अनुसार पर्याप्त प्रकाश और संवातन की व्यवस्था न हो।

(ङ) यदि परिसर में 100 फुट के अन्दर कोई शौचालय मल-कुन्ड, गी शाला, अस्तवल या कोई ऐसा स्थान हो जिसके कारण से नगर निगम के स्वास्थ्य अधिकारी की राय में ऐसा परिसर साग-भाजी या फल विक्रय के लिए अवांछनीय हो. और

(च) यदि परिसर ऐसे परिक्षेत्र में स्थित है जो इसकी निकृष्ट व्यवस्था या तंग गलियों या सामान्य स्थानाधान प्रद सफाई के कारण नगर निगम के स्वास्थ्य ग्रधिकारी की राय में फल या साग-भाजी

के विकय के लिए ग्रनुज्ञात करने के लिए ग्रनुपयुक्त हो ।

- 4. ग्रनुज्ञप्ति की मंजूरी के लिए शर्ते.——(1) किसी भी व्यक्ति को फल या साग-भाजी के विकय के लिए ग्रनुज्ञप्ति मंजूर नहीं किया जायेगा जब तक वह स्वयं या उस द्वारा नियोजित कोई व्यक्ति, निगम के ग्रान्त्र व्यय पर समूह रोगों का टिका नहीं लगवाता।
- (2) इन उप-विधियों के अधीन रहते हुए, फल और साग-भाजी के विकय के लिए प्रयोग किए जाने वाले परिसर के लिए अनुजधिन ऐसे परिसर के स्वामी या अधिभोगी के आवेदन और शिमला नगर निगम द्वारा समय-समय पर नियत फीस के संदाय पर प्ररूप "अ" में विनिर्दिष्ट शर्तों पर, नगर निगम द्वारा मंजूर किया जायेगा और उसके पश्चात् यह नगर निगम के स्वास्थ्य अधिकारी द्वारा प्ररूप "अ" में जारी किया जायेगा।
- (3) मानवीय उपयोग के लिए स्रनुपयुक्त पाए गए फल या साग-भाजी फल स्राँर साग-भाजी के लिए इस प्रकार स्रनुज्ञप्त परिसर के स्वासी या स्रधिभागी को नोटिस दिए विना नगर निगम के स्वास्थ्य स्रधिकारी या नगर निगम द्वारा प्राधिकृत व्यक्तियों द्वारा उसी स्थल पर नष्ट कर दिए जायेंगे।
- 5. शास्ति.—(1) कोई व्यक्ति जो इन उप-विधियों का उल्लंघन करेगा या उल्लंघन करने का दुष्प्रेरण करेगा या कोई अनुज्ञिष्तिधारी अपने अनुज्ञिष्त की किसी भर्त का उल्लंघन करेगा या दुष्प्रेरण करेगा, तो वह मैजिस्ट्रेट द्वारा दोष सिद्धि पर जुर्माने से दण्डनीय होगा जो पांच सौ रुपये तक का हो सकेगा और पच्चास रुपए से कम का नहीं होगा और यदि उल्लंघन लगातार हो तो आगे और जुर्नाने से जो प्रथम दिन के पश्चात्, जिसके दौरान, उल्लंघन लगातार रहता है प्रत्येक दिन के लिए पच्चीस रुपये तक का हो सकेगा।
- (2) कोई ग्रनुज्ञप्ति धारी जो ग्रनुज्ञप्ति की किसी गर्त का उल्लंघन करेगा तो वह, नगर निगम के ग्रादेश द्वारा उसके ग्रनुज्ञप्ति के प्रतिसंहरण के लिए दायी होगा।
- 6. निरसवा ग्रौर प्रवृत्ति.—शिमला नगर निगम में ग्राज तक प्रवृत्त समय-समय पर पश्चात् वर्ती संशोधनों सहित पंजाब सरकार की ग्रिधसूचना संख्या 2271-सी- 26802 तारीख 19 जुलाई, 1957 द्वारा प्रकाशित उप-विधियों का एतद्द्वारा निरसन किया जाता है:

परन्तु इस प्रकार निरसित उप-विधियों के उपबन्धों के अधीन की गई कोई वात या कार्रवाई, इन उप-विधियों के तत्स्थ उपबन्धों के अधीन की गई समझी जायेगी।

प्ररूप "ग्र"

लाइसैंस की शर्तें.- -साग-भाजी ग्रौर फलों के विकय के लिए परिसरों को ग्रनुज्ञप्त करने के लिए उपविधियों की उप-विधि 3 के ग्रथीन साग-भाजी ग्रौर फल विकय के लिएसेसे जारी की गई ग्रनुज्ञप्त।

1. (गली या सड़क का नाम) में स्थित परिसर जिनका विवरण संलग्न अनुसूची में दिया गया है एतद्द्वारा फलों/साग-भाजी के विकय के लिए अनुज्ञप्त किए जाते हैं।

- (2) **ब**नुज्ञित की शर्ते.—यह अनुज्ञिप्त उपर्युक्त परिसर के स्वामी। / अधिभोगी को निम्नलिखित शर्तों पर मंजूर किया जाता है।
 - (1) कि वह ग्रानुज्ञप्त परिसरों को संरचनात्मक रूप से उस प्रयोजन के लिए उपयुक्त रखेगा जिसके लिए वे ग्रानुज्ञप्त किये गए हैं।

स्पष्टीकरगः--"संरचनात्मक उगयुवतता" के अन्तर्गत निम्नलिखित समझे जायेंगे :-(क) पत्थर, सिमेन्ट या अप्रवेश्य सामग्री से बने फर्श की विधि मानता।

म्रादेश द्वारा, हस्ताक्षरित/-सचिव।